



Winston H. Hickox
Secretary for
Environmental
Protection

California Regional Water Quality Control Board

Santa Ana Region

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Gray Davis
Governor

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our website at www.swrcb.ca.gov/rwqcb8.

A G E N D A A N N O U N C E M E N T

REGIONAL BOARD MEETING

Friday, April 26, 2002

9:00 A.M.

City Council Chambers
815 West Sixth Street
Corona

NOTICE

Changes and postponements may occur to this agenda. Such updates will be placed on our website and automatically forwarded immediately to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list may do so, as follows: go to www.swrcb.ca.gov/rwqcb8 and choose "Subscribe to Electronic Mailing Lists" from the homepage. Those who are not subscribers should visit our website prior to the board meeting date.

Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to www.swrcb.ca.gov/rwqcb8 and select the item of interest.

1. **Introductions**
2. **Public Forum** - (Any person may address the Board at the commencement of the meeting on any matter within the Regional Board's jurisdiction and not related to an item which is to be considered separately. The Regional Board Chair requests that each person addressing the Regional Board observe a five-minute time limit.)
3. **[Approval of minutes of the Regular Meeting of March 15, 2002.](#)**
{Barbara J. Laffoon 909/782-3285}
4. **Consideration of Consent Calendar Items.** (Items marked with an asterisk are expected to be routine and noncontroversial. The Regional Board will be asked to approve these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the calendar, it will be taken up in the order shown.)
5. **[Vila Borba Project, City of Chino Hills](#)** – A representative of the U. S. Army Corps of Engineers is expected to address the Board concerning the Corps' 404 permit actions for the Vila Borba Project (information item).
{Gerard J. Thibeault 909/782-3284}

California Environmental Protection Agency



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- *6. **General Waste Discharge Requirements for the reinjection/percolation of extracted and treated groundwater resulting from the cleanup of groundwater polluted by petroleum hydrocarbons, solvents and/or petroleum hydrocarbons mixed with lead and/or solvents.**
{Jun Martirez 909/782-3258} Order No. R8-2002-0033
- *7. **Revised Waste Discharge Requirements, City of Tustin, 17th Street Desalter** - The Board will consider adoption of revised requirements for the discharge of startup and shutdown wellwater bypass flows into the El Modena-Irvine Channel, which is tributary to Upper Newport Bay.
{Jun Martirez 909/782-3258} Order No. R8-2002-0005
- *8. **Rescission of Waste Discharge Requirements or Enforcement Orders for Specific Facilities**
– Waste discharge requirements or enforcement orders for the following facilities are proposed to be rescinded because these facilities are no longer in business, discharges from the facilities have been eliminated, or the dischargers are regulated by other orders.
{Jun Martirez - 909/782-3258} Rescission Order No. R8-2002-0043
- | | Order No. | Facility and Location |
|----|-----------|---|
| 1. | 97-68 | Garden Mate Products, Chino, San Bernardino County |
| 2. | 96-07 | San Bernardino International Airport Authority, San Bernardino, San Bernardino County |
| 3. | 98-48 | YMCA of Metropolitan Los Angeles- Camp Whittle, Fawnskin, San Bernardino County |
| 4. | 00-25 | Great Lakes Chemical Corp., Irvine, Orange County |
- *9. **Federal Fiscal Year (FFY) 2002 State Revolving Fund (SRF) Loan Program for the Santa Ana Region** – the Board will consider adoption of the FFY 2002 Priority List of SRF projects within the Santa Ana Region.
{Jun Martirez 909/782-3258} Resolution No. R8-2002-0034
- *10. **Resolution Regarding Funding from the State Water Resources Control Board (SWRCB) Emergency, Abandoned and Recalcitrant Site Account** - The Board will consider a resolution supporting the acceptance of funds for underground storage tank sites from the Emergency, Abandoned and Recalcitrant Site Account from the SWRCB.
{Kenneth R. Williams 909/782-4496} Resolution No. R8-2002-0045
- *11. **Resolution Requesting Cleanup and Abatement Account Funds (American Trader Settlement) for Cleanup of Historic Discharges to Newport Bay, Maintenance Dredging, and TMDL Compliance** -The Board will consider adoption of a resolution.
{Kenneth J. Theisen 909/320-2028} Resolution No. R8-2002-0047
12. **General Waste Discharge Requirements for Sewage Collection Agencies in Orange County within the Santa Ana Region** – The Board will review comments and consider adoption of the proposed order.
{Kenneth J. Theisen 909/320-2028} (Originally posted as 01-99) Order No. R8-2002-0014

13. [Renewal of Waste Discharge Requirements, San Bernardino County Department of Public Works, County of San Bernardino and Incorporated Cities of San Bernardino County, Area-Wide Urban Storm Water Runoff Program \(NPDES No. CAS618036\)](#) – The Board will conduct a public hearing on the proposed permit and will consider adoption of the permit. (*Postponed from the March 15, 2002 meeting.*)
{Milasol C. Gaslan 909/782-4419} (Originally posted as 01-16) Order No. R8-2002-0012
14. [Waste Discharge Requirements, Randy Record, dba RGR Dairy, \(NPDES No. CA8000397\)](#) -
The Board will consider adoption of a permit for a new operator of an existing dairy facility.
{Stephen D. Mayville 909/782-4992} Order No. R8 - 2002 – 0027
- *15. [Appeal of Staff's Denial of an Exemption from the Big Bear Valley Waste Discharge Prohibition for Subsurface Disposal System Use](#) – Robert McMillen, South of Rim of the World Drive, APN 304-021-09, San Bernardino County.
{Jun Martinez 909/782-3258}
16. [Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement for Subsurface Disposal System Use](#) – Ionuc Retegan, 15710 Silver Spur Road, Riverside County.
{Jun Martinez 909/782-3258}
17. [Lake Elsinore Reclaimed Water Pilot Project Update](#) – Staff will provide an update on the status of this project, including the lake monitoring program submitted by Elsinore Valley Municipal Water District (information item).
{Gary D. Stewart 909/782-4379}
18. [Basin Plan Triennial Review Workshop](#) – Board staff will conduct a workshop to present the 2002 Triennial Review of the Santa Ana Region's Basin Plan to the Board and the public. Staff will provide an overview of the triennial review process and highlight proposed issues to be considered in the review.
{Mark G. Adelson 909/782-3234}
19. [Prioritization/Problem-Solving Pilot Project](#) - Staff will brief the Board regarding a pilot program to be implemented by all Regional Boards next fiscal year, and candidate problem-solving projects being considered (information item).
{Kurt V. Berchtold 909/782-3286}
20. [Colton Tank Farm Project Status Report](#) – Regional Board staff will make a presentation on the ongoing Kinder Morgan Tank Farm investigation (information item).
{Kenneth R. Williams 909/782-4496}
21. [Mandatory Penalties Complaint, Haagen Company, LLC, Orange County](#) - The Regional Board will consider whether to affirm, reject, or modify the proposed Mandatory Penalties Complaint for violations of provisions of the General Groundwater Cleanup Permit. (*Postponed from the March 15, 2002 meeting.*)
{Kenneth R. Williams 909/782-4496} Mandatory Penalties Complaint No. R8-2002-0021
22. [Administrative Civil Liability Complaint, El Toro Water District](#) - The Regional Board will consider whether to affirm, reject, or modify the proposed Administrative Civil Liability Complaint for violations of Section 13376 of the California Water Code.
{Kenneth J. Theisen 909/320-2028} Administrative Civil Liability Complaint No. R8-2002-0035

23. [Hazardous Waste and Sewage Spill Incident Report](#) - Lists of such incidents will be provided as an information item to the Regional Board (information item).
{Kurt V. Berchtold 909/782-3286}
24. [Underground Storage Tanks Site Closure Report](#) - Regional Board Staff will provide to the Board a list of site closures that have occurred within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728(d). (Information item).
{Kenneth R. Williams 909/782-4496}
25. [Underground Storage Tanks Corrective Action Plans](#) - Regional Board Staff will provide a list of sites where Corrective Action plans have been submitted within the Region as required by the California Underground Storage Tank Regulations, Title 23, Article 11, Section 2728 (information item).
{Kenneth R. Williams 909/782-4496}
26. [Quarterly Violations Report](#) - A list of violations will be provided to the Board as required by the State Water Resource Control Board's Water Quality Enforcement Policy (information item).
{Gary D. Stewart 909/782-4379}
27. [Executive Officer's Report](#) (information item).
{Gerard J. Thibeault 909/782-3284}
28. **Regional Board Member Communications** - Board Members may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Regional Board's jurisdiction. There will be no voting or formal action taken.
29. **Closed Session:** At any time during the regular session, the Regional Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon evidence introduced during a hearing. Discussion of litigation is within the attorney/client privilege and may be held in closed session.

Authority: Government Code Section 11126 (a), (c)(3), and (e). Items which may be discussed in closed session by the Board include litigation related to:
 1. Stringfellow Hazardous Waste Site, and
 2. Potential Litigation: Discussion of Executive Officer's referral to the District Attorney of Clean Water Act violations for criminal prosecution.
30. **Adjournment** to the regular meeting of May 31, 2002, at 9:00 a.m., at the City Council Chambers of Huntington Beach.

NOTICES

Any person who is disabled and requires special accommodation to participate in this Regional Board Meeting should contact Barbara Laffoon at 909/782-3285 no later than ten (10) days prior to meeting.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act may do so by contacting Mark G. Adelson at (909) 782-3234.

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BOARD INFORMATION SHEET

BOARD MEMBERS

Carole H. Beswick, Chair
Fred M. Ameri, Vice-Chair
John B. Withers
Jose J. Solorio
Seymour D. Van Gundy
Joan L. Dotson
Karen E. Stein
William Ruh
Vacant

APPOINTMENT CATEGORY

County Government
Industrial Water Use
Water Quality
Municipal Government
Water Quality
Water Supply
Irrigated Agriculture
Recreation, Fish and Wildlife
Undesignated (Public)

STATE BOARD LIAISON

Peter S. Silva

STAFF LEGAL COUNSEL

Jorge Leon

REGIONAL BOARD SENIOR STAFF

Gerard J. Thibeault, Executive Officer
Kurt V. Berchtold, Assistant Executive Officer
Joanne E. Schneider, Environmental Program Manager
Robert L. Holub, Supervising Water Resource Control Engineer
Michael J. Adackapara, Supervising Water Resource Control Engineer
Gary D. Stewart, Chief of Surveillance and Enforcement
Dixie B. Lass, Chief of Land Disposal
Steven D. Mayville, Chief of Dairies/Chino Basin
Wanda Marquis-Smith, Chief of Basin Planning - Coastal Waters
Hope A. Smythe, Chief of Basin Planning - Inland Waters
Mark G. Adelson, Chief of Regional Planning Programs
Mark E. Smythe, Chief of Stormwater - Coastal
Milasol C. Gaslan, Chief of Stormwater - Inland
Jun Martinez, Chief of Regulations
Ann E. Sturdivant, Chief of SLIC/Department of Defense and Above Ground Tanks
Kenneth R. Williams, Chief of Pollutant Investigations
Dorothy Wolfinbarger, Regional Administrative Officer
Barbara Laffoon, Executive Assistant

GENERAL STATEMENT

The primary duty of the Regional Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality control plans for all ground and surface water bodies in the region and by prescribing and enforcing requirements on waste discharges. The specific responsibilities and procedures of the Regional Water Quality Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Control Act (Division 7, California Water Code).

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board and the staff welcome information on pertinent problems but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing one week before the scheduled meeting and only a summary of pertinent issues to be presented verbally. For each matter considered, relevant Regional Board files are incorporated into the record.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq.

DISCLOSURE STATEMENT

All persons who actively support or oppose the adoption of waste discharge requirements or NPDES permits pending before the Regional Board, must submit a statement to the board disclosing any contribution of \$250.00 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his/her agent, within the last twelve months to any Regional Board Member.

Also, all permit applications and all persons who actively support or oppose adoption of a set of waste discharge requirements and/or NPDES permits pending before the Regional Board are prohibited from making contributions of \$250.00 or more to any Board member for three months following a Regional Board decision on the permit application.

RIGHT TO PETITION

Any person affected adversely by a decision of the California Regional Water Quality Control Board, Santa Ana Region (Regional Board), may petition the State Water Resources Control Board (State Board) to review the decision. The petition must be received by the State Board within thirty days of the Regional Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request to the Regional Board.

NOTE: The agenda items are numbered for identification purposes only and will not necessarily be considered in the order listed. The Public Forum item will be limited to one hour.
